

TEXAS SCRIP.

FIRST.

No. 794



640 ACRES OF LAND.

Almanson Muston of Texas and his

legal representatives *are* entitled to **SIX HUNDRED AND FORTY ACRES OF THE PUBLIC LANDS**, to be located in the **REPUBLIC OF TEXAS**, agreeably to the conditions contained in a Power of Attorney from the Executive Government of said Republic of Texas to **THOMAS TOBY**, dated on the 24th day of May last past, and to instructions from his Excellency **DAVID G. BURNET** President of the said Republic, to the said Thomas Toby, dated on the 25th day of May last past, true copies of which Documents are hereto annexed for reference. The said *Almanson Muston*

having paid the undersigned Agent aforesaid, a valuable consideration for the said **SIX HUNDRED AND FORTY ACRES OF LAND**, pursuant to the power and instructions aforesaid, the receipt of which consideration is hereby acknowledged.

This Scrip to be transferable by endorsement on the back hereof in the following form, to wit: "For value received, I hereby transfer, assign and set over, all the right, title, and interest, which this Scrip gives me to the land herein named, to *A.B.* or his

legal representatives." Which assignment must set forth the residence of the purchaser, be dated and signed by the seller in the presence of two witnesses, who must also sign; and no other act of sale or transfer shall be required to enable the purchaser or purchasers to enter the said land, and to take possession thereof.

In Testimony Whereof, I, the said **THOMAS TOBY**, Agent aforesaid, herewith subscribe my name and affix my Seal, at the City of **NEW-ORLEANS**, on this **10**-day of **October** 1836.

Witness,
Sam. Ricker Jr.

J. Brent Black

Almanson Muston

Handwritten notes in the right margin, including "Friday" and other illegible text.

СЕРТИФИКАТЪ

№ 497



СЕРТИФИКАТЪ
№ 497

497

Handwritten title or reference number.

Main body of handwritten text, likely a certificate or official document, written in Cyrillic script.

Handwritten text, possibly a signature or specific details of the document.

Handwritten text, possibly a signature or specific details of the document.

Handwritten signature or name.

Handwritten signature or name.

**TO ALL TO WHOM THESE PRESENTS SHALL COME,
GREETING:**

KNOW YE, That the Executive Government of Texas, exercising the Plenary Powers conferred upon them, reposing special trust and confidence in the Ability and Integrity of **THOMAS TOBY**, a Citizen of **NEW-ORLEANS**, of the State of Louisiana, have nominated and by this Act do nominate and appoint him their **LAWFUL AGENT** for the purpose of **RAISING MONEY FOR THE GOVERNMENT OF TEXAS**, in the manner and form and by the Rules and Articles hereinafter prescribed, viz:

ARTICLE 1.—The said **THOMAS TOBY** is authorized to sell of the **PUBLIC LANDS OF TEXAS**, such amount as he may be from time to time instructed by the Executive Government of Texas, at such price or prices as he may think proper, and be able to procure; *Provided*, however, no sales shall be made at a less price than **FIFTY CENTS PER ACRE**.

ARTICLE 2.—No sales shall be made of lands to be located in smaller tracts than **SIX HUNDRED AND FORTY ACRES** each.

ARTICLE 3.—The Agent upon making sale of any Lands shall issue **SCRIP** to the purchaser, which shall be evidence of his, or his assignee's right of location for so many acres of Land as are evidenced by the Scrip.

ARTICLE 4.—No preference shall be given to any person or persons who may have obtained Lands from the Government of Texas, or who may hereafter obtain them, over those purchasing from **THOMAS TOBY** under this power, in time or mode of location, inasmuch as it is the object of this Government to organize **LAND OFFICES** as soon as practicable, adapted to the condition of the country; of which due notice will be given to the World in time for all to attend to making their locations on equal and equitable terms.

ARTICLE 5.—The holder of Scrip shall receive his title without any other expense than the purchase money, and should there by mistake or otherwise, be a location made upon Lands to which there is a previous title, the holder may withdraw his location or title, and make a location on other Lands, by paying the additional expense and charges of location, survey, &c.

ARTICLE 6.—In order to hold Lands purchased by virtue of this authority from **THOMAS TOBY**, a residence in Texas shall not be necessary.

ARTICLE 7.—The Agent upon making sale of any Lands, shall issue under his signature, **FIRST, SECOND, and THIRD**—First shall be delivered to the purchaser, Second forwarded to this Government, and Third retained in his office as a record.

ARTICLE 8.—The proceeds of sales of said Lands shall be held and disposed of by order of the **PRESIDENT**, and countersigned by the Secretary of the Treasury.

ARTICLE 9.—There shall be but **ONE AGENT** possessing authority to dispose of the Public Lands of Texas, who shall hold his powers during the pleasure of this Government, and the necessity of raising means in the manner contemplated by this power.

And the said **THOMAS TOBY** is hereby invested with **ALL POWER and AUTHORITY** to carry this **TRUST and AGENCY** into effect, and we do **RATIFY and CONFIRM** all that he may **LAWFULLY DO, IN AND ABOUT THE PREMISES**.

Dated at **VELASCO**, this twenty-fourth day of **May**, one thousand eight hundred and thirty-six.

DAVID G. BURNET.

WM. H. JACK, Secretary of State,
BAILEY HARDEMAN, Secretary of Treasury,
LORENZO DE ZAVALA, Vice President,
MIRABEAU B. LAMAR, Secretary of War,
P. W. GRAYSON, Attorney General.

EXECUTIVE DEPARTMENT,

**REPUBLIC OF TEXAS, }
VELASCO, MAY 25, 1836. }**

To THOMAS TOBY, Esq., New-Orleans.

DEAR SIR:—I herewith forward to you a Commission, authorising you to dispose of the Public Lands of Texas, in a manner and under restrictions pointed out in your Commission. I have to inform you that the present object of this Government is to dispose of so much of the public domain only as will be sufficient, in conjunction with other resources, to meet the present pressing demands.

Until further advised, you will be careful in the sale of Lands not to exceed the quantity of **FIVE HUNDRED THOUSAND ACRES**, and in making sales to this extent, you will exercise your best judgement as to the terms with the purchasers, for cash in hand or negotiable bills, and as to the best price you can procure over and above the minimum price of **FIFTY CENTS PER ACRE**.

Respectfully, Your Obedient Servant,

DAVID G. BURNET.

WM. H. JACK, SECRETARY OF STATE.

Hilary Breton benas, herein representing
I, WILLIAM CHRISTY, a Notary Public, in and for the City and Parish
now temporarily absent
of New-Orleans, do hereby certify that the originals of the foregoing Documents are deposited in my
Office.

H. B. benas
Not. Pub

For Value received, hereby Transfer, Assign and Set over, all the Right, Title & interest
Which this Scrip gives me to the Land Herin named to, George Dexter William Dams Esq
of the city of Natchez, And State of Mississippi, or his legal Representatives.
Done this Twelfth day of November, one thousand eight hundred & thirty six.

Witness M. Melby
A. Polwitz

Ammon Norton Esq

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:
KNOW YE, That the Executive Government of Texas, exercising the
Plenary Powers conferred upon them, reposing special trust and confidence in the Ability and
Integrity of THOMAS TORY, a Citizen of NEW-ORLEANS, of the State of Louisiana,
has nominated and by this act do nominate and appoint him their
LAWFUL AGENT for the purpose
of making MONEY FOR THE GOVERNMENT
and Article hereunto prescribed, viz.
ARTICLE 1.—The said THOMAS TORY is authorized to
time instructed by the Executive Government of Texas, such price or
not sale shall be made at a less price than FIFTY CENTS PER ACRE.
ARTICLE 2.—No sales shall be made of lands to be sold in smaller
ARTICLE 3.—The Agent upon making sale of any lands shall have
right of location for as many acres of land as are returned to him
ARTICLE 4.—No preference shall be given to any person or persons
prefer to obtain them, over those purchasing from THOMAS TORY
this Government to organize LAND OFFICES, such as practicable,
the world in time for all to attend to making the same.
ARTICLE 5.—The holder of Scrip shall receive in full for the same
when a location made upon lands to which he is entitled, and shall
land, by paying the additional expense and charges of location.
ARTICLE 6.—In order to hold lands purchased by virtue of this scrip,
ARTICLE 7.—The Agent upon making sale of any lands shall have
located to the purchase, second forwarded to the Government, and third retained in his office as a record.
ARTICLE 8.—The proceeds of sale of said lands shall be held and disposed of by order of the PRESIDENT, and commingled by the
Secretary of the Treasury.
ARTICLE 9.—There shall be but ONE AGENT possessing authority to dispose of the Public Lands of Texas, who shall hold his powers
during the pleasure of the Government, and the necessity of raising means in the manner contemplated by this power.
And the said THOMAS TORY is hereby invested with ALL POWER and AUTHORITY to carry the TRUST and AGENCY into
effect, and we do RATIFY and CONFIRM that he may LAWFULLY DO, IN AND ABOUT THE PREMISES.
Also at VILLASCO, this twenty-fourth day of May, one thousand eight hundred and thirty-six.

Filed 2/27
Recd C. Scrip
Tory Scrip
G. Dexter W. Dams
C. D. Dams

Open due to Dams
1894

DAVID G. BURNET.

P. W. CHAYSON, Attorney General.
HARRIS H. LAMAR, Secretary of War.
JOHNNO DE NAVAJA, Vice President.
HARLEY HANDEMAN, Secretary of Treasury.
WM. H. JACK, Secretary of State.

EXECUTIVE DEPARTMENT

REPUBLIC OF TEXAS,
VILLASCO, MAY 25, 1836.

TO THOMAS TORY, Esq., New-Orleans.

DEAR SIR—I herewith forward to you a Commission, authorizing you to dispose of the Public Lands of Texas, in a
manner and under restrictions pointed out in your Commission. I have to inform you that the present object of this Government is to
dispose of so much of the public domain only as will be sufficient, in conjunction with other resources, to meet the present pressing demands.
Until further advised, you will be careful in the sale of lands not to exceed the quantity of FIVE HUNDRED THOUSAND ACRES,
and in making sales to this extent, you will exercise your best judgment as to the terms with the purchasers, for cash in hand or negotiable bills, and as
to the best price you can procure over and above the minimum price of FIFTY CENTS PER ACRE.

Respectfully,
DAVID G. BURNET.

WM. H. JACK, SECRETARY OF STATE.

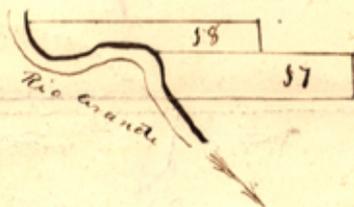
of New-Orleans, do hereby certify that the originals of the foregoing Documents are deposited in my
Office.

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M. Melby

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STATE OF TEXAS, } Survey No. 58
 DISTRICT OF BEXAR.

FIELD NOTES of a Survey of 640 acres
 of Land, made for Poindexter & Burns assignees of
 Almanzar Houston it being _____ the
 Land to which they are entitled by virtue of Land Genp
 No. 794- 1st Colop Issued by _____
 Thomas Soby agent of the _____
 Republic of Texas



SCALE—4000 varas to the inch.—VARIATION 9.458

Said Survey is No. 58 in Section No. 13

situated on the East bank of the Rio Grande about twelve miles below the mouth of the Rio Moris, Co. ~~west of the City of San Antonio~~

beginning at

a State Lot on the Bank of the River for the upper corner of Survey No. 57 from which a mesquite 600 dia Bears S. 74° E 12 varas a mesquite 600 dia Bears S. 74° E 10 1/2 varas thence East with north line of Survey No. 57 2688 varas to a State and mound thence North 673 varas to a State and mound thence West 5411 varas to a State on the Bank of the River from which a mesquite 1000 dia Bears S. 81° E 828 1/2 varas a mesquite 1200 dia Bears S. 62° E 140 varas thence Down the River with its meanders to the Beginning

Bearings marked

Cugen Vutker
Montana Survey

Surveyed,

varas to the place of beginning. 1848

Chain Carriers.

I, *J. S. McDonald* Deputy Surveyor for Bexar District, do hereby certify, that the Survey designated by the foregoing plat and field notes, was made according to law, and that the limits, boundaries and corners of the same, together with the marks, natural and artificial, are truly described therein.

J. S. McDonald Deputy Surveyor Bexar District.

I, *John James* District Surveyor for Bexar District, do hereby certify, that I have examined the foregoing plat and field notes, and find them correct; and that they are recorded in my office, in Book E No. 21 page 106 SAN ANTONIO, June 20th 1848 *John James* District Surveyor Bexar District.

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File 257

Reed C. Scrip

Field Notes 640 ac

Richard D. Burns

Patented July 27/49
Hotchkiss

Received in Park
No. 2 page 10

Richard D. Burns
Dec. 13

Survey No. 55
Chas. ...

FIELD NOTES of a Survey of
LANDS ...

REPUBLIC OF TEXAS
SLAVE OF TEXAS